

U.S. DISTRICT COURT  
EASTERN DISTRICT OF LAJUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

2005 SEP 22 PM 3:44

AUG 24 2005

FILED  
CLERK'S OFFICELORETTA G. WHYTE  
DOCKET NO. 1659 CLERK

05-2534-M1

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

IN RE VIOXX PRODUCTS LIABILITY LITIGATION

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-22)

FILED BY  
Cg  
NOV 21 2005  
AFTER HOURS DEPOSITORY  
Thomas M. Gould, Clerk  
U. S. District Court  
W. OF TN, Memphis

On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 1,259 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, 360 F.Supp.2d 1352 (J.P.M.L. 2005), and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Michael J. Beck  
Clerk of the Panel

Inasmuch as no objection is pending at this time, the stay is lifted.

SEP - 9 2005

CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

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Eastern District Of Louisiana  
New Orleans, La.

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Clerk's Office \_\_\_\_\_  
Doc. No. 1020

(12)

SCHEDULE CTO-22 - TAG-ALONG ACTIONS  
DOCKET NO. 1657  
IN RE VIOXX PRODUCTS LIABILITY LITIGATION

*EDLA*  
*Sec 6/3*

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	
ALABAMA NORTHERN		
ALN 2 05-1505	Bonnie Morrow v. Merck & Co., Inc.	
ALN 6 05-1512	Patricia Sutherland v. Merck & Co., Inc., et al.	05-4593 05-4594
ALABAMA SOUTHERN		
<del>ALS 2 05-425</del>	<del>Marquerte Woods v. Merck &amp; Co., Inc., et al. Opposed 9/9/05</del>	
ARKANSAS WESTERN		
ARW 6 05-6052	Betty Featherston, et al. v. Merck & Co., Inc.	05-4595
CALIFORNIA NORTHERN		
CAN 3 05-2881	Peggy Johnson v. Merck & Co., Inc., et al.	
CAN 3 05-2894	David McArthur v. Merck & Co., Inc.	05-4596 05-4597
FLORIDA MIDDLE		
FLM 3 05-683	Carol Lee Watkins v. Merck & Co., Inc.	
FLM 3 05-684	Brenda Schneble v. Merck & Co., Inc.	05-4598
FLM 3 05-685	Jacqueline Silva, etc. v. Merck & Co., Inc., et al.	05-4599
FLM 3 05-686	Ann Danziger, et al. v. Merck & Co., Inc., et al.	05-4600 05-4601
FLORIDA SOUTHERN		
FLS 9 05-80662	Alice Thomashefski v. Merck & Co., Inc.	05-4602
ILLINOIS NORTHERN		
<del>ILN 1 05-4103</del>	<del>Norbert Cipowski, etc. v. Merck &amp; Co., Inc., et al. Opposed 9/8/05</del>	
ILLINOIS SOUTHERN		
ILS 3 05-508	Betty Herrick v. Merck & Co., Inc.	05-4603
KENTUCKY WESTERN		
KYW 1 05-100	Sharron Haynes v. Merck & Co., Inc.	05-4604
LOUISIANA MIDDLE		
LAM 3 05-965	Aujest Cheramie v. Merck & Co., Inc.	05-4605
MAINE		
ME 1 05-111	Carol Lally v. Merck & Co., Inc.	05-4606
MINNESOTA		
MN 0 05-1407	John Utke v. Merck & Co., Inc.	05-4607
MN 0 05-1466	Connie S. Bell v. Merck & Co., Inc.	05-4608
MN 0 05-1475	Elizabeth M. Skofich v. Merck & Co., Inc.	05-4609
MN 0 05-1534	Marjorie J. Savoie v. Merck & Co., Inc.	05-4610
MISSOURI EASTERN		
MOE 4 05-1129	Geraldine Moore, et al. v. Merck & Co., Inc., et al.	05-4611
MOE 4 05-1161	John Fischer v. Merck & Co., Inc.	05-4612
MOE 4 05-1164	Robert O'Conner v. Merck & Co., Inc.	05-4613

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	<u>EDLA</u> <u>SEC. 4/3</u>
MISSISSIPPI NORTHERN MSN 1 05-176	Dora Prince v. Merck & Co., Inc.	05-4614
MISSISSIPPI SOUTHERN MSS 3 05-435	Kathy DeKay, et al. v. Merck & Co., Inc.	05-4615
MONTANA MT 2 05-47	Stanley Hanson, et al. v. Merck & Co., Inc.	05-4616
NORTH CAROLINA EASTERN NCE 7 05-138	Daisy Stevens v. Merck & Co., Inc.	05-4617
NEBRASKA NE 8 05-361	Terry Price v. Merck & Co., Inc.	05-4618
NEW MEXICO NM 1 05-597	Kirk Bailey, etc. v. Merck & Co., Inc.	05-4619
NEW YORK EASTERN NYE 1 05-3336 NYE 1 05-3337 NYE 1 05-3391	Teresa Binkowska v. Merck & Co., Inc. Anna Lambropoulos, et al v. Merck & Co., Inc. Mark Bergman v. Merck & Co., Inc., et al.	05-4620 05-4621 05-4622
NEW YORK SOUTHERN NYS 1 05-6630	Gene Stein v. Merck & Co., Inc.	05-4623
OHIO NORTHERN OHN 4 05-1512	Frank W. Bodak, et al. v. Merck & Co., Inc.	05-4624
OHIO SOUTHERN OHS 2 05-648 OHS 2 05-680 OHS 2 05-694	Glenna M. Moyer, et al. v. Merck & Co., Inc. Thomas Holowitz v. Merck & Co., Inc. Kathy Melvin-Knodel, etc. v. Merck & Co., Inc.	05-4625 05-4626 05-4627
OREGON OR 3 05-1105	Robert Kanable v. Merck & Co., Inc.	05-4628
PENNSYLVANIA EASTERN PAE 2 05-3560 PAE 2 05-3681 PAE 2 05-3684 PAE 2 05-3693 PAE 2 05-3696 PAE 2 05-3740 PAE 2 05-3773 PAE 2 05-3832	Louis LaPila, et al. v. Merck & Co., Inc., et al. Linda Gates, et al. v. Merck & Co., Inc. Richard M. Armour, et al. v. Merck & Co., Inc. Diana M. Trakimas v. Merck & Co., Inc. Karen S. Krout, et al. v. Merck & Co., Inc. Milo Magnan, et al. v. Merck & Co., Inc., et al. Sharon McClinton Jones, etc. v. Merck & Co., Inc., et al. Barbara Salyers v. Merck & Co., Inc., et al.	05-4629 05-4630 05-4631 05-4632 05-4633 05-4634 05-4635 05-4636
PENNSYLVANIA WESTERN PAW 3 05-306	Donald Graham, Sr., etc. v. Merck & Co., Inc.	05-4637
RHODE ISLAND RI 1 05-325	Shirley Asan v. Merck & Co., Inc.	05-4638

DIST. DIV. C.A. #

CASE CAPTION

EDLA  
SEC 6/3

TENNESSEE WESTERN

TNW 1 05-1168

John J. Stockton, et al. v. Merck & Co., Inc.

05-4639

TNW 1 05-1209

LeRoyce Wallace, et al. v. Merck & Co., Inc., et al.

05-4640

TNW 1 05-1210

Tilda N. Simmons v. Merck & Co., Inc., et al.

05-4641

~~TNW 1 05-1211~~

~~James H. Oliver, et al. v. Merck & Co., Inc., et al.~~

~~05-4642~~

TNW 2 05-2534

Edmund Raines v. Merck & Co., Inc., et al.

05-4643

TEXAS EASTERN

TXE 2 05-335

Larry G. Burdett, et al. v. Merck & Co., Inc., et al.

05-4644

TXE 2 05-336

Charleen R. Hranicky, et al. v. Merck & Co., Inc., et al.

05-4645

TEXAS SOUTHERN

~~TXS 1 05-210~~

~~Jackie Roberts, etc. v. Juan Marcos Garcia, M.D., et al. Opposed 9/8/05~~

TXS 4 05-2556

John O'Neill, et al. v. Merck & Co., Inc.

05-4646

TEXAS WESTERN

TXW 1 05-531

Ronald D. Boyd, et al. v. Merck & Co., Inc.

05-4647

TXW 1 05-540

Marilyn J. Walters v. Merck & Co., Inc.

05-4648

TXW 3 05-270

Martin Galindez v. Merck & Co., Inc.

05-4649

WASHINGTON EASTERN

WAE 2 05-221

John Stephen Moore, et al. v. Merck & Co., Inc.

05-4650

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